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TERMS

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Homestead Filings.

Information For Those Desiring to take homesteads.

Rules That are to Govern Entrymen.

Washington, D. C., May 31, '04. To Registers and receivers U. S. Land Offices in Nebraska:

Gentlemen: I enclose herewith a printed copy of the act of Congress approved April 28, 1904, (Public No. 233), entitled "An act to amend the homestead laws as to certain unappropriated and unsurveyed lands in Nebraska."

It is directed by the law that in that portion of the state of Nebraska lying west and north of the line described therein, and marked in red ink upon the map transmitted herewith, upon and after June 28, 1904, except for such lands as may hereafter and prior to said date be excluded under the proviso contained in the first section hereof, the same to be in as nearly a compact form as possible and not in any event exceed two miles in extreme length.

Under the provisions of the second section, a person who within the described territory has made entry prior to April 28, 1904, under the homestead laws of the United States, and who now owns and occupies the lands theretofore entered by him, may make an additional entry of a quantity of land contiguous to his said homestead entry, which, added to the area of the original entry, shall make an aggregate area of not to exceed 640 acres; and he will not be required to reside upon the additional land so entered, residence on the original homestead being accepted as equivalent thereto; but final entry will not be allowed on such additional land until five years have elapsed after making the entry.

Such additional entry must be for contiguous lands and the tracts embraced therein must be in as compact a form as possible, and the extreme length of the combined entries must not in any event exceed two miles.

In excepting entries under this act the compliance thereof with requirements as to compactness of form should be determined by the relative location of the vacant and unappropriated lands, rather than by the quality and desirability of the desired tracts.

By the second proviso of section 3, such entryman who now own and occupy their homesteads are allowed a preferential right for ninety days after April 28, 1904, within which to make the additional entry allowed by section 2 of the law.

Until the period of 90 days after the passage of this act has elapsed you will require parties making entry to furnish a special affidavit to the effect that the lands applied for are not adjoining the lands of any entryman, other than himself or herself, who is entitled to the preferential right under said law.

By the first proviso of section 3, any person who has made a homestead entry prior to his application for entry under this act, and has resided upon and cultivated the same for the period required by law, will be allowed to make an additional entry for a quantity of land which added to the area of the land embraced in the former entry shall not exceed 640 acres, but residence and cultivation of the additional land will be required to be made and proved as in ordinary homestead entries.

Under said act no bar is interposed to the making of second homestead for the full area of 640 acres by parties entitled thereto under the instructions of the respective laws under which they are made.

Upon final proof, which may be

At Cost.

1 Feed grinder,
 1 Slightly Used Wagon,
 2 Two-way Pumps,
 A Lot of Native Posts.

Building Material Hardware

We carry everything in the line of Building Material and Builder's Hardware; such as

Lath, Siding, Shingles, Doors, Windows, Nails, Lime, Cement,

which we buy in car load lots. Call and let us figure with you on Building Material.

Wagons and buggies

Always carried in stock. We quote a few of the different makes handled by us:

New Moline, Mitchell, Fuller & Johnson, Banner, Milburn, Wide and Narrow Tired Spring Wagons and Buggies.

Eclipse Windmills.

When in need of a windmill call and examine the Eclipse. We have always on hand a stock of Pumps, Pipe and Stock Tanks.

Farm Implements.

Riding and Walking Cultivators. Riding Disk Cultivators, Disk Knife listed corn Cultivators.

Sole agents for DEERE Implements and Hancock Disk Plows. Repairs for farm implements.

Barb Wire Barb Wire

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L. C. SPARKS, Mgr.

made after five years and within seven years from date of entry, the entryman must prove affirmatively that he has placed upon the lands entered permanent improvements of the value of not less than \$1.25 per acre for each acre, and with the exception of those entitled to make additional entries of adjoining land under section 2 such proof must also show residence upon and cultivation of the land for the five-year period as in ordinary homestead entry.

A person who has a homestead entry upon which final proof has not been submitted and who makes additional entry under the provisions of section 2 of the act will be required to submit his final proof in the original entry within the statutory period therefor, and final proof upon the additional entry will also have to be submitted as hereinafter set forth.

In the making of final proofs the homestead proof forms will be used modified when necessary in case of additional entries made under the provisions of section 2.

It is provided by section 3 that the fees and commissions on all entries under the act shall be uniformly the same as those charged under the present law for a maximum entry at the minimum price, viz: at the time the application is made, \$14. And at the time of making final proof, \$4, to be payable without regard to the area embraced in the entry.

In case that the combined area of the subdivisions selected should upon applying the rule of approximation thereto be found to exceed in area the aggregate of 640 acres, the entryman will be required to pay the minimum price per acre for the excess in area.

Before said act will become operative, you will be advised as to the lands that it may be deemed practicable to irrigate under the national irrigation law or by private enterprise which will be excluded from entry under the proviso contained in the first section thereof. Very respectfully,

J. H. FIMPLE, Act. Com.
 Approved May 25, 1904.
 THOMAS RYAN, Acting Sec.

QUALIFICATIONS OF HOMESTEADER.
 Qualifications to make a homestead entry are: Not the owner of more than 160 acres of land in any state or territory, a citizen of the United States, native born or naturalized by first or second papers, over the age of 21 years or the head of a family; bona fide intention to make entry and comply with the homestead laws of the United States for own use and benefit and not directly or indirectly for the use or benefit of any other person; has not since August 30, 1890, entered under the public land laws of the United States a quantity of land which with a legal homestead would make more than 640 acres; has not heretofore perfected or abandoned an entry under the homestead laws of the United States.
 The following classes of persons may make second entries:
 Who prior to May 17, 1900, made final (five year) proof and payment of the price of the land in certain Indian reservations opened by the acts of congress of March 2, 1889.
 Who prior to June 5, 1900, lost or forfeited a

homestead entry.
 Who prior to June 5, 1900, commuted a homestead entry and paid the government price for the land; (such persons cannot commute a second entry.)
 Who prior to April 28, 1904, relinquished or lost a homestead entry, receiving no payment or compensation for relinquishment or loss. In all such cases a special showing must be made and his affidavit must be corroborated by two witnesses.
 Persons otherwise qualified to make homestead entry, who, heretofore made final proof and received final receipt for a homestead entry of less than 160 acres, may make an additional entry of a quantity of land which added to the former entry shall not exceed 640 acres.
 Persons having a second or additional right should before filing provide themselves with a memorandum giving the number and date of former entry, description of the land, office where made, and date and manner of its disposition or loss, as the case may be.
 Honorably discharged soldiers and sailors of the Civil or Spanish-American wars or their widows, may by power of attorney appoint an agent and furnish him with a copy of discharge or other competent evidence of military service and honorable discharge. Such an agent can file a soldier's declaratory statement for persons so appointing him and for himself.

"Persons who own and occupy lands heretofore entered by them" means who now own and are residing thereon.

"Compact a form as possible" means if it can be taken in a square it must be done.

Where two or more parties have the preference right to the same lands, parties should come to some agreement before they make application, and if agreement is reached each party must file a waiver of his preference right to the land for which he does not apply. Persons exercising a preferential right must swear that they "now own and occupy" their original homestead entry. Persons who filed before April 28, 1904, where the six months given them in which to establish residence has not expired have under the law a constructive residence on the land and can make the above statement in their affidavit.

Persons who made homestead entry after April 28, 1904, have no additional rights. Applicants will be required to pass through the office in single file, the application will be received, parties sworn and applications made of record as fast as possible. Papers sworn to on June 27, 1904, will not be legal.

Applicants must have their papers all made out and complete, jurats and all, ready for the Register's signature, and this should be done before June 28, as the office will be crowded at that time; so it will be impossible to have access to the records.

Applications received by mail each day will be considered at 9 o'clock a. m. of that day and will be prior to all other applications except the first personal application at precisely 9 o'clock a. m. of the day it is received.

J. C. PETTLOHN, Register.
 A. L. TOWLE, Receiver.

For all kinds of fishing tackle go to the Red Front Merc. Co. 21

Three children were run over at Ainsworth Monday evening by a freight train that was switching. One was killed outright, another died in a couple of hours and the other had a leg cut off.

There will be a 4th of July celebration at Swain's grove, 5 miles south of Sparks. Games, fireworks and speaking. Bowery dance in the afternoon and evening. Basket dinner. Refreshment stand on grounds. Meals and lunches can be procured at any time on the grounds. Everybody invited and everybody's lady. Courteous treatment to all. Music by Hatten's string band of Crookston. Come one and all and see the eagle soar.

Results in a Draw.

The boxing contest which came off last Saturday afternoon was not very largely attended but those present expressed themselves as well satisfied with the exhibition and went home feeling that they had had their money's worth.

The 4 round preliminary between Harris and Kid Richardson, both of Ft. Niobrara, was a fast go from start to finish and resulted in a draw, though Harris, who was perhaps 20 or 30 lbs. the heavier, had a little the best of it.

The main event, a ten round contest between Billy Rhodes of So. Omaha, and Hamp Ireland of Ft. Niobrara, was an exhibition well worth going miles to see and resulted in a draw. Rhodes was pretty sore from a boxing contest that he had in Deadwood the 15th with a man that was 30 pounds heavier than he and had a couple of black eyes that somewhat hindered him here. The men were well matched in science and strength, though Ireland was the heavier of the two. Neither could land a knockout blow, though both were knocked down: Rhodes in the 5th and 9th and Ireland in the 3rd and twice in the 10th round, but neither took the count. Ireland is champion of the 25th Infantry and is a hard man to whip, and Rhodes deserves much credit for being able to fight a ten round draw with him.

W. A. Kimbell was referee and gave excellent satisfaction in his decisions. In the first round when Rhodes and Ireland were clinched, he received an accidental blow in the face while trying to separate them but which fortunately did not hurt him.

THE VALENTINE HOUSE

Valentine, Nebraska



RATES \$1.00 to \$1.25.

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Jas. E. Pepper W. H. McBrayer Canadian Club

THE ELDORADO

Geo. N. Hershey, Propr.

All the standard brands of Whiskies, domestic and imported Wines, Gordon's Dry Gin, and Cigars of the choicest brands. Blue Ribbon Bottled Beer a specialty.

Oakland Hunters Rye Blue Grass Dewars Scotch Whiskey

THE OWL SALOON

JAMES B. HULL W. A. TAYLOR.

Sole Agents for

HERALD PURE RYE WHISKEY

Ale and Porter,

And FRED KRUG'S BEER

Choicest Wines and Cigars.

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NEBRASKA

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GRANT BOYER.

TAYLOR & BOYER,

Contractors and Builders, Carpentering.

All kinds of wood work done to order. Stock tanks made in all sizes. Work shop in Charbonneau's blacksmith shop.

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New Rigs Good Horses Careful Drivers

Spacious barn, conveniently located, for splendid accommodations to the public who want to drive, or have horses to feed.

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(Successors to Tracewell & Bonser.)

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St. Louis Service.

See that your ticket reads via the Burlington Route from Omaha to St. Louis. The Burlington's Exposition Flyer leaves at 5:25 p. m. arriving at St. Louis 7:10 the next morning.

Burlington trains carry every equipment to make traveling comfortable, and they run over a smooth track all the way.

Let me tell you more about our service.

L. W. Wakeley,

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E. D. Cohota, Prop.

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cleaned and pressed and make them look like new. Careful attention given to both ladies' and gent's clothing.

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Are you going to need any barb wire or field fencing? If so call on the Red Front Merc. Co. for prices.

Pianos and Organs with a ten year guarantee from reliable factories, sold for cash or payments. J. O. BEATTY, 13 (At G. H. Hornby's store.)

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